

SENATE BILL No. 534

DIGEST OF INTRODUCED BILL

Citations Affected: IC 25-22.5-13-3.

Synopsis: Prescribing controlled substances. Requires the Indiana board of pharmacy or any licensing board, commission, or agency that controls, authorizes, or oversees controlled substance registrations to adopt rules, including emergency rules, for prescribing opioid controlled substances for pain management treatment. Provides that if the rules have not been adopted by January 1, 2016, the Indiana board of pharmacy shall adopt the rules. Provides that a practitioner who submits a controlled substances registration application shall acknowledge that the practitioner has read the applicable rules for prescribing opioid controlled substances for pain management treatment. Makes a technical correction.

Effective: July 1, 2015.

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January 14, 2015, read first time and referred to Committee on Health & Provider Services.



First Regular Session 119th General Assembly (2015)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

SENATE BILL No. 534

A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 25-22.5-13-3, AS ADDED BY P.L.185-2013,
2 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2015]: Sec. 3. **(a) Before January 1, 2016, the state Indiana**
4 **board of pharmacy or any licensing board, commission, or agency that**
5 **controls, authorizes, or oversees controlled substance registrations**
6 **under IC 35-48-3 shall adopt rules necessary to complement the rules**
7 **for prescribing opioid controlled substances for pain management**
8 **treatment adopted by the medical licensing board under sections 1**
9 **and 2 of this chapter. However, if the Indiana board of pharmacy or**
10 **any licensing board, commission, or agency is unable to adopt rules**
11 **under this subsection before January 1, 2016, the Indiana board of**
12 **pharmacy or licensing board, commission, or agency shall adopt**
13 **emergency rules in the manner provided under IC 4-22-2-37.1.**
14 **(b) Before January 1, 2017, the Indiana board of pharmacy or**
15 **any licensing board, commission, or agency that controls,**
16 **authorizes, or oversees controlled substance registrations under**



1 IC 35-48-3 shall replace any emergency rules adopted under this
2 section with permanent rules adopted under IC 4-22-2.

3 (c) An emergency rule adopted under subsection (a) remains in
4 effect until the effective date of the permanent rules adopted under
5 subsection (b).

6 (d) Notwithstanding subsection (a), if, by January 1, 2016, a
7 licensing board, commission, or agency that controls, authorizes,
8 or oversees controlled substance registrations under IC 35-48-3 has
9 not adopted the rules under subsection (a), the Indiana board of
10 pharmacy shall adopt emergency rules in the manner provided
11 under IC 4-22-2-37.1 to complement the rules for prescribing
12 opioid controlled substances for pain management treatment
13 adopted by the medical licensing board under sections 1 and 2 of
14 this chapter.

15 (e) The Indiana board of pharmacy or any licensing board,
16 commission, or agency that has adopted rules under this section
17 shall require a practitioner (as defined in IC 35-48-1-24) who
18 submits a controlled substances registration application to
19 acknowledge that the practitioner has read the applicable rules
20 adopted under this chapter.

